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12 *Counsel for Plaintiff*

13 [Additional Counsel on Signature Page.]

15 **UNITED STATES DISTRICT COURT**  
16 **CENTRAL DISTRICT OF CALIFORNIA**

17 ANGEL AGUIAR, Individually and on  
18 Behalf of All Others Similarly Situated,

19 Plaintiff,

20 vs.

21 MERISANT COMPANY, and WHOLE  
22 EARTH SWEETENER COMPANY  
23 LLC,

24 Defendants.

SCOTT+SCOTT,  
ATTORNEYS AT LAW, LLP  
AMANDA F. LAWRENCE (*pro hac*  
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Civil No.: 2:14-cv-00670-RGK-AGR

**PLAINTIFF'S NOTICE OF  
MOTION AND UNOPPOSED  
MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION  
SETTLEMENT, CERTIFYING  
SETTLEMENT CLASS,  
APPROVING NOTICE PLAN, AND  
SCHEDULING DATE FOR FINAL  
FAIRNESS HEARING**

Judge: Hon. R. Gary Klausner

Date: September 15, 2014

Time: 9:00 a.m.

Ctrm: 850

25  
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27  
28 PLAINTIFF'S NOTICE OF MOTION AND  
MOTION FOR PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT

Civ. No.: 2:14-cv-00670-RKG(AGR<sub>x</sub>)

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on September 15, 2014, at 9:00 a.m. or as  
 3 soon thereafter as counsel may be heard, in the courtroom of the Honorable R.  
 4 Gary Klausner located at 255 East Temple Street, Courtroom 850, Los Angeles,  
 5 California 90012, pursuant to Rule 23 of the Federal Rules of Civil Procedure,  
 6 Plaintiff Angel Aguiar ("Plaintiff") will move for an order preliminarily approving  
 7 class action settlement, certifying settlement class, approving notice plan, and  
 8 scheduling date for final fairness hearing.

9 Plaintiff Angel Aguiar ("Plaintiff") hereby respectfully moves this Court,  
 10 pursuant to Federal Rule of Civil Procedure 23(e), for entry of an Order: (i)  
 11 granting preliminary approval of the proposed Settlement; (ii) conditionally  
 12 certifying the Settlement Class for purposes of such settlement and appointing  
 13 Plaintiff as representative for the Settlement Class; (iii) approving Plaintiff's  
 14 selection of Scott+Scott, Attorneys at Law, LLP and the Wood Law Firm, LLC as  
 15 Class Counsel pursuant to Fed. R. Civ. P. 23(g); (iv) approving the proposed notice  
 16 plan; and (v) setting a hearing date for final approval of the Settlement.

17 This motion is made based upon this notice of motion, the accompanying  
 18 memorandum of law filed contemporaneously herewith, the evidentiary  
 19 submission, including the declaration of Amanda F. Lawrence, and such other  
 20 evidence and argument as may be presented at or before the hearing of this motion.

21  
 22 DATED: August 18, 2014

SCOTT+SCOTT,  
 ATTORNEYS AT LAW, LLP

23  
 24 By: /s/ Amanda F. Lawrence  
 25 Amanda F. Lawrence (*pro hac vice*)  
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*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 18, 2014, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List.

I certify that the foregoing is true and correct. Executed on August 18, 2014.

SCOTT+SCOTT, ATTORNEYS AT LAW, LLP

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